

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In re Applications of)	MM DOCKET No. 92-183
WESTERN INSPIRATIONAL BROADCASTERS, INC.)	File No. BPED-910923MF
BROAD SPECTRUM COMMUNICATIONS, INC.)	File No. BPH-910925ME
PHOENIX BROADCASTING, INC.)	File No. BPH-910926ME
NINETY-TWO SEVEN, LTD.)	File No. BPH-910926MF
For Construction Permit for New FM Broadcast Station on Channel 224A at Chico, California)	

TO: Honorable Edward J. Kuhlmann
Administrative Law Judge

MOTION FOR LEAVE TO AMEND

Phoenix Broadcasting, Inc. (Phoenix), by its attorney, and pursuant to Section 73.3522(b)(2) of the Commission's Rules and paragraph 3 of the Hearing Designation Order in the above-entitled matter, DA 92-1076, released August 19, 1992, respectfully makes this Motion for Leave to Amend. The purpose of this motion is to submit an amendment as a matter of right to sufficiently address the issue of how Phoenix would protect workers on its proposed transmitting tower from RF radiation exposure. In support whereof, the following is shown:

1. There is appended hereto an amendment signed by Phoenix's President, Gary Katz, which addresses the matter raised by the HDO. Therein, it is stated that Phoenix will "shut the transmitter down when notified that a person will

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be climbing the transmit tower", and that this policy "agrees with that posted at the proposed site". When this amendment is read with the engineering statement contained in the Phoenix application, Phoenix complies with Commission policy in the area of protection of workers from RF radiation hazards.

2. Therefore, there is good cause to accept this amendment, which is timely filed within the period stated in the HDO and in Section 73.3522(b)(2).

WHEREFORE, it is urged that this Motion for Leave to Amend BE GRANTED and that the proffered amendmend BE ACCEPTED AS A MATTER OF RIGHT.

Respectfully submitted,

PHOENIX BROADCASTING, INC.

CORDON AND KELLY
Post Office Box 6648
Annapolis, MD 21401

By


Dennis J. Kelly
Its Attorney

September 8, 1992



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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

September 2, 1992

Mass Media Bureau
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

Re: Application for FM on 92.7 mhz at Chico, CA

Dear Sir or Madam:

This letter is to certify that should Phoenix Broadcasting, Inc. be granted a construction permit and later a license to operate this station, in order to prevent possible RF exposure, we will shut the station transmitter down when notified that a person will be climbing the transmit tower. This policy agrees with that posted at the proposed site.

Sincerely,

A handwritten signature in black ink, appearing to read 'Gary Katz', is written over the word 'Sincerely,'.

Gary Katz
President
Phoenix Broadcasting, Inc.

PO Box 7568, Chico, CA 95927 (916) 342-2200
1806 Solano St. Corning, CA 96021 (916) 384-2200
PO Box 1173, Red Bluff, CA 96080 (916) 384-2200
FAX (916) 342-2260

CERTIFICATE OF SERVICE

It is hereby certified that the foregoing "Motion for Leave to Amend" were served by hand on this 8th day of September, 1992 upon the following:

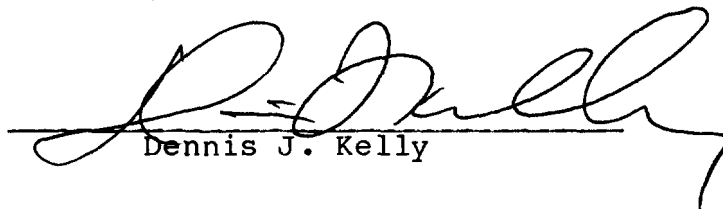
Honorable Edward J. Kuhlmann
Administrative Law Judge
Federal Communications Commission
Washington, DC 20554

Charles Dziedzic, Esquire
Chief, Hearing Branch
Mass Media Bureau
Federal Communications Commission
2025 M Street, NW, Room 7212
Washington, DC 20554

Stephen T. Yelverton, Esquire
McNair Law Firm, P. A.
1155 Fifteenth Street, NW, Suite 400
Washington, DC 20005
Counsel for Western Inspirational Broadcasters, Inc.

Margaret L. Tobey, Esquire
Akin, Gump, Hauer and Feld, L. L. P.
1333 New Hampshire Avenue, NW, Suite 400
Washington, DC 20036
Counsel for Broad Spectrum Communications, Inc.

Donald E. Martin, Esquire
Donald E. Martin, P. C.
2000 L Street, NW, Suite 200
Washington, DC 20036
Counsel for Ninety-Two Seven, Ltd.


Dennis J. Kelly